

REMARKS/ARGUMENTS

The Notice of Allowance and Fee(s) Due indicated that the declaration is defective because it does not identify this application by application number and filing date, and that the city and state of residence of the inventor is not identified. Applicant respectfully submits that a properly executed Declaration listing the application number, filing date, and the citizenship of the inventor, and an ADS listing the inventor residence information, were duly submitted to the Patent Office in 2001. According to 37 C.F.R. § 1.63(c)(1), the city and state of inventor residence can be provided on an ADS pursuant to 37 C.F.R. § 1.76.

Applicant herewith submits copies of the executed Declaration (which includes application number and filing date), and the Application Data Sheet (ADS) (which includes the city and state of residence of the inventor), as submitted to the Patent Office. The enclosed copy of the returned date-stamped postcard for the Declaration bears the date of August 9, 2001 which appears within the OIPE post mark, and another date, August 27, 2001. The enclosed copy of the returned date-stamped postcard indicating receipt of the ADS by the Patent Office bears the dates of March 15, 2001 and April 6, 2001.

CONCLUSION

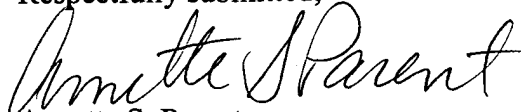
With the submission of the afore-mentioned copies of the Declaration and ADS as filed, and the accompanying copies of the returned postcards, the defects to the Declaration and the inventor residence information have been rendered mute. Accompanying this submission is the Part B - Fee(s) Transmittal authorizing the Director to charge the Issue Fees to Deposit Account No. 20-1430.

Appl. No. 09/810,796
Amdt. dated February 1, 2006
Response to Notice of Allowance November 1, 2005

PATENT

In view of the foregoing, Applicant respectfully requests the issuance of an Issue Notification and subsequent Letters Patent. If the Examiner believes a telephone conference would expedite the issuance of this patent, please call the undersigned at 925-472-5000.

Respectfully submitted,


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Attachments
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